IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 17TH SEPTEMBER 2007 / 26TH BHADRA 1929

Bail Appl..No. 5559 of 2007()

CMP.3851/2007 of J.M.F.C.-V,KOZHIKODE
CRIME NO.90/07 OF BEYPORE POLICE STATION

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PETITIONERS/ACCUSED
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1. SHARSHAD.C.P.
   S/O.IMBICHIKOYA
   CHERUPURAKKAL HOUSE
   BEYPORE

2. FAISAL, S/O. USMAN
   MAMANTAKATH HOUSE
   BEYPORE

BY ADV. SRI.M.RATNA SINGH (SR.)
SRI.K.PRAVEEN KUMAR

RESPONDENTS:
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1. THE CIRCLE INSPECTOR OF POLICE
   CHERUVANNUR
   BEYPORE CRIME NO.90/07

2. STATE REPRESENTED BY PUBLIC PROSECUTOR
   HIGH COURT OF KERALA, ERNAKULAM

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.5559 of 2007

Dated this the 17th day of September 2007

O R D E R

Application for regular bail. The petitioners are accused 1 and 2. They face allegations under Section 364A I.P.C. The de facto complainant is the cleaner of a bus. The bus was allegedly involved in an accident. The petitioners herein had allegedly suffered minor injuries. That incident took place on 2/9/2007. The de facto complainant had taken the petitioners to the doctor. The petitioners allegedly demanded an amount of Rs.10,000/- as compensation for the injury suffered. According to the de facto complainant, he was illegally detained by the petitioners insisting that such amount must be paid. The petitioners were arrested on 4/9/2007. They continue in custody from that date.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that regular bail can be granted to the petitioners subject to appropriate conditions. The learned Public Prosecutor points out that one of the accused has a criminal antecedents involved in two other crimes.

3. In the result, this petition is allowed. The petitioners shall be released on bail on the following terms and conditions:

i) They shall execute bond for Rs.25,000/- (Rupees twenty five thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioners shall make themselves available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays, for a period of one month and thereafter as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007